

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION

Mark Fitzhenry, individually and on behalf
of a class of all persons and entities
similarly situated,

Plaintiff,

VS.

Fifth Third Bank,

Defendant.

Civil Action No. 2:14-cv-02076-DCN

NOTICE OF SETTLEMENT

Plaintiff Mark Fitzhenry and Defendant Fifth Third Bank, by and through their counsel, hereby notify the Court that the Parties have reached a settlement of this action, and they will execute a settlement agreement within 10 days of the filing of this Notice of Settlement. As part of the settlement, Plaintiff will cause the action to be dismissed. Thus, the status conference set for December 16, 2014, is not necessary.

Respectfully submitted,

[signature pages attached]

Plaintiff,

/s/Lance S. Boozer

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December 9, 2014